

Grandparents & Other Non-Parents Research Guide

Overview

This guide provides information regarding grandparent and other non-parent visitation and custody. The state of Texas allows grandparents and other non-parents' rights to visitation and custody in specific circumstances. The resources listed below are not exhaustive and may not include the most up-to-date information. It is for information purposes only and should not be construed as legal advice or act as the substitute for legal counsel.

Statutes and Codes

Texas Statutes Online www.statutes.capitol.texas.gov

Texas Family Code

- Ch. 32 Consent to Treatment of Child by Non-parent or Child
<https://statutes.capitol.texas.gov/Docs/FA/htm/FA.32.htm>
- Ch. 34 Authorization Agreement for Nonparent Adult Caregiver
<https://statutes.capitol.texas.gov/Docs/FA/htm/FA.34.htm>
- Ch. 102 Filing Suit (SAPCR)
<https://statutes.capitol.texas.gov/Docs/FA/htm/FA.102.htm>
- Ch. 153 Conservatorship, Possession, and Access
<https://statutes.capitol.texas.gov/Docs/FA/htm/FA.153.htm>

Secondary Resources in Print

O'Connor's Texas Family Law Forms REF KFT 1294 A65 W55

- Grandparent Access: Petition, Form 9B:1; Affidavit, Form 9B:2; Order, Form 9B:3

O' Connor's Texas Family Law Handbook REF KFT 1294 .T4A291 O26

- Ch. 1-C §4.1 Rights & Duties of Authorized Relative or Adult Caregiver
- Ch. 4-J Suit for Grandparent Possession or Access
- Ch. 9-A §3 Grounds (Modification Case)

Texas Family Law Practice Manual REF KFT 1294 .T4S7

- Vol. 3, Ch. 44 Grandparents and Other Nonparents

Texas Family Code Annotated REF KFT 1294 .A3

- Ch. 34 Authorization Agreement for Nonparent Adult Caregiver
- Ch. 153 Subchapter H. Rights of Grandparent, Aunt or Uncle

Family Law at Your Fingerprints: Children REF KFT 1294. S83 C53

- Grandparents and Non-Parents, p. 223

CLE Materials

Advanced Family Law KFT 1294. S83

- 2021 Ch. 10 The More Things Change, The More They Stay the Same: SAPCR Case Law Update
- 2021 Ch. 12 Section IV. Standing for Grandparent or Other Person
- 2020 Ch. 18 Only Daddy That'll Walk the Line: Standing – Who Gets a Seat at the Table?
- 2018 Ch. 36 Nonparent Standing

Marriage Dissolution Institute KFT 1300 .M372

- 2022 Ch. 1 Mamas Don't Let Your Babies Grow Up to be Cowboys: SAPCR Case Law Updates
- 2014 Ch. 15 Grandparent, Stepparent, Same Sex Partner, and Third Party Standing and Access Issues

Online Resources

Grandparents' Rights (TSLL)

<https://guides.sll.texas.gov/grandparents-rights>

Grandparents & Other Non-Parent Caregivers (Texas Law Help)

<https://texaslawhelp.org/family-divorce-children/grandparents-other-nonparent-caregivers>

Child Visitation by Nonparents (Texas Law Help)

<https://texaslawhelp.org/article/child-visitation-by-nonparents>

Grandparent's Page (Texas Attorney General)

<https://www2.texasattorneygeneral.gov/seniors/grandparents-page>

Do Grandparents Have Visitation Rights in Texas? (NOLO)

<https://www.divorcenet.com/resources/do-grandparents-have-visitation-rights-texas.html>

FAQ's for Grandparents (Texas Access)

<https://txaccess.org/faq>

Grandparent and Caretaker Visitation Rights (NOLO)

<https://www.nolo.com/legal-encyclopedia/grandparent-caretaker-visitation-rights-29548.html>

Grandparent's Rights (ONDA)

<https://www.ondafamilylaw.com/child-custody-texas/grandparents-rights/>

Grandparent's Rights (Texas Legal Blog)

<https://texaslegal.org/texaslegal-blog/legal-rights-grandparent-texas>

I'm Not Allowed to Visit My Grandchildren. What Can I Do? (Administration for Children and Families)

<https://www.acf.hhs.gov/cb/faq/grandparent-rights1>

Child Custody Laws in Texas for Grandparents (attorney blog)

<https://www.thelarsonlawoffice.com/child-custody-laws-in-texas-for-grandparents/>

Custody Rights of Grandparents in Texas (attorney blog)

<https://www.fortworth-civil-attorney.com/the-custody-rights-of-grandparents-in-texas/>

Legal Assistance

Legal Lines – Ask Attorneys simple legal questions (free service)

- Tarrant County LegalLine Sign-up
<https://www.tarrantbar.org/>
- Dallas County LegalLine Sign-up
<https://www.dallasbar.org/index.cfm?pg=legalline>

Tarrant County Bar Association Lawyer Referral Service: 817-336-4101 (\$20 for the first 30 minutes)